IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1388 OF 2007

Bharat Shaligram Tayde ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.V.V.Gangurde for G.V.Bhagat
and W.I.Shaikh Advocate for Applicant
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 25, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No.I-22 of 2007 of Central Police Station, Ulhasnagar. The said case is mainly under Sections 498-A and 306 of IPC.

3. It is the prosecution case that the applicant was suspecting character of his wife. The deceased who was the wife of the present applicant has stated that she set herself on fire. She also

stated that applicant extinguished fire and while extinguishing the fire, her husband sustained burn injuries. The applicant sustained 20% burn injuries while extinguishing fire. In addition, the deceased in the dying declaration has stated in answer to Question No.7 that she had no mental or physical harassment from her husband, mother in law, father in law or brother in law. She has also stated that she has no complaints against anyone. Looking to the above facts and the other facts stated by the deceased in her dying declarations, I am inclined to grant bail to the applicant.

4. The applicant to be released on bail in the sum of Rs.25,000/- (Rs.Twenty five thousand only) with one or two sureties to make up the said amount in C.R.No.I-22 of 2007 of Central Police Station Ulhasnagar. The applicant shall report to the concerned Police Station once in a week till the conclusion of trial.

5. Application is disposed of.

[Smt. V.K.Tahilramani, J.]